

BLOOD HURST & O'REARDON, LLP

ANDREWS & THORNTON  
ANNE ANDREWS (103280)  
JOHN C. THORNTON (84492)  
SEAN THOMAS HIGGINS (266888)  
2 Corporate Park, Suite 110  
Irvine, CA 92602  
Telephone: 949/748-1000  
949/315-3540 (fax)  
aa@andrewsthornton.com  
jct@andrewsthornton.com  
shiggins@andrewsthornton.com

BLOOD HURST & O'REARDON, LLP  
TIMOTHY G. BLOOD (149343)  
THOMAS J. O'REARDON II (247952)  
600 B Street, Suite 1550  
San Diego, CA 92101  
Telephone: 619/338-1100  
619/338-1101 (fax)  
tblood@bholaw.com  
toreardon@bholaw.com

Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

CHRISTOPHER HILKEN, On Behalf of  
Himself, All Others Similarly Situated and  
the General Public,

Plaintiff,

v.

USPLABS, LLC and GNC  
CORPORATION,

Defendants.

Case No.: 3:12-CV-02123-CAB-MDD

CLASS ACTION

NOTICE OF VOLUNTARY DISMISSAL  
WITHOUT PREJUDICE AS TO  
DEFENDANTS USPLABS, LLC AND GNC  
CORPORATION

Pursuant to federal Rule of Civil Procedure 41(a)(1)(A)(i), Plaintiff Christopher Hilken, on behalf of himself, all others similarly situated and the general public, hereby dismisses without prejudice all claims made in such case against Defendants USPLabs, LLC and GNC Corporation.

Dated: September 4, 2012

BLOOD HURST & O'REARDON, LLP  
TIMOTHY G. BLOOD (149343)  
THOMAS J. O'REARDON II (247952)

By: /s/ Timothy G. Blood  
TIMOTHY G. BLOOD

701 B Street, Suite 1700  
San Diego, CA 92101  
Telephone: 619/338-1100  
619/338-1101  
tblood@bholaw.com  
toreardon@bholaw.com

ANDREWS & THORNTON  
ANNE ANDREWS (103280)  
JOHN C. THORNTON (84492)  
SEAN THOMAS HIGGINS (266888)  
2 Corporate Park, Suite 110  
Irvine, CA 92602  
Telephone: 949/748-1000  
949/315-3540 (fax)  
aa@andrewsthornton.com  
jct@andrewsthornton.com  
shiggins@andrewsthornton.com

BLOOD HURST & O'REARDON, LLP

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
CERTIFICATE OF SERVICE

I hereby certify that on September 4, 2012, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the e-mail addresses denoted on the Electronic Mail Notice List, and I hereby certify that I have mailed the foregoing document or paper via the United States Postal Service to the non-CM/ECF participants indicated on the Electronic Mail Notice List.

I certify under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed September 4, 2012.

*/s/ Timothy G. Blood*

TIMOTHY G. BLOOD

BLOOD HURST & O'REARDON, LLP  
701 B Street, Suite 1700  
San Diego, CA 92101  
Telephone: 619/338-1100  
619/338-1101 (fax)  
tblood@bholaw.com